

**ENTERED**

August 27, 2018

David J. Bradley, Clerk

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

JASON JERMAINE TOLLIVER

§

Plaintiff,

§

VS.

§

CIVIL ACTION NO. H-18-1192

PRAIRIE VIEW A&M UNIVERSITY, *et al.*,

§

§

§

Defendants.

§

**ORDER**

After the defendant, the Waller County Sheriff's Office, filed a motion to dismiss, (Docket Entry No. 5), Jermaine Tolliver voluntarily withdrew his claims against the Sheriff's Office and amended his complaint to add three unknown officers in the Sheriff's Office—Officer N. Aaron, Officer Mace, and Officer Bryan—as defendants. (Docket Entries No. 10 at 2). The Sheriff's Office again moved to dismiss and asked the court to confirm that it is not a party. (Docket Entry No. 18). Tolliver responded, confirming that neither the Sheriff's Office nor the Sheriff is a party. (Docket Entry No. 20 at 13–15). The Sheriff's Office's motion to dismiss the First Amended Complaint is moot. The defendants' motion to dismiss the remaining claims and parties will be separately addressed.

SIGNED on August 27, 2018, at Houston, Texas.

  
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Lee H. Rosenthal  
Chief United States District Judge